

**LICENSES AND CONSUMER SERVICES  
LICENSE INSPECTOR'S REPORT**

**License Number:** L210-50237      **Police File Number:** 13451

**Date of Application:** October 22, 2013

**Inspector:** Ronald Martin, 612-673-3903

**Applicant/Legal Entity:** Coup D' Etat, LLC.

**DBA/Trade Name:** Coup D' Etat

**Complete Address:** 2923 Girard Avenue South, Minneapolis, MN 55408

**License Requested:** Class "B" On-Sale Liquor with Sunday Sales

**Current License:** None.

**Purpose of Application:** To obtain a new On-Sale Liquor with Strong Beer, Class B License

**Responsible person within 75 miles of Minneapolis City Hall:** Brent Frederick

**Public Hearing Requirement:** A public hearing is required.

**License Conditions:** None

**Neighborhood/Ward:** Lowry Hill East/ 10

**Zoning:** C3A/PO – This is a permitted use in the Community Activity Center District/Pedestrian Oriented Overlay District

**7 acre requirement:** Met

**Off-Street Parking:** The Office of the Zoning Administrator has determined that 34 parking spaces are required to be provided on site. The multi-use building has an underground parking ramp on site in which the 34 spaces are allotted to Coup D'Etat per the premises lease.

**Churches or schools within 300 feet of the proposed premises:** No

**Seating:** Inside: 254 Seats      Outside: 32 seats

**Fire Occupancy:** Inside: 384

**Food Service Requirement:** The applicant is required to operate as a restaurant subject to the 60/40 ratio of food to alcohol sales. No more than 40% of gross annual sales may be from alcohol.

**Hours of operation proposed:** 4:00 P.M. to 2:30 A.M. Monday through Sunday

**Metropolitan Council Service Availability Charges:** Paid

### **HISTORY OF LOCATION**

This location was previously an open-air parking lot directly east of the site of former Cowboy Slim's, located at 1320 West Lake Street, which operated with a Class E On-Sale Liquor License from 2009 to 2012. This building was demolished and this location will be the site of a new multi-use building which will include Coup D' Etat and other retail establishments, and condominiums.

### **APPLICANT**

The applicant is Coup D' Etat, LLC., a Minnesota corporation formed on January 5, 2012, under Chapter 322B (File Number 462674000028), having the required restriction on the transfer of stock and has the following members:

<b><u>Name</u></b>	<b><u>Title</u></b>	<b><u>Percentage of Interest</u></b>
Jester Concepts, LLC	Member	47.5%
Bear Cheese, LLC	Member	10%
Hlavka Properties, LLC	Member	7.5%
But It's Good, LLC	Member	5%
New Sunrise Beginnings, Inc.	Member	5%
Jeff Lopez	Member	5%
Mark Ellson	Member	5%
Larry Pillar	Member	5%
Paul Reyes	Member	5%
Chad Bester	Member	2.5%
Jay Ettinger	Member	2.5%

The members and officers of Jester Concepts, LLC are as follows:

<b><u>Name</u></b>	<b><u>DOB</u></b>	<b><u>Title</u></b>
Brent Frederick	07/06/1980	Chief Manager/President/Treasurer/Secretary
Jacob Toledo	05/06/1980	Vice-President

The members and officers of Bear Cheese, LLC are as follows:

<b><u>Name</u></b>	<b><u>DOB</u></b>	<b><u>Title</u></b>
Nick O'Leary	10/06/1980	Member
Tyler Shipton	01/04/1984	Member

The members and officers of Hlavka Properties, LLC are as follows:

<b><u>Name</u></b>	<b><u>DOB</u></b>	<b><u>Title</u></b>
Brandon Hlavka	11/10/1978	Member

The members and officers of But It's Good, LLC are as follows:

<b><u>Name</u></b>	<b><u>DOB</u></b>	<b><u>Title</u></b>
Michael Chapman	08/29/1952	Member
Debra Chapman	12/04/1950	Member

The members and officers of New Sunrise Beginnings, Inc. are as follows:

<b><u>Name</u></b>	<b><u>DOB</u></b>	<b><u>Title</u></b>
Bruce Frederick	09/23/1948	Member

The applicants meet all minimum requirements including criminal background check.

### **MANAGER**

The manager at Coup D'Etat will be Jacob Toledo. Mr. Toledo is currently the owner/operator of The Pourhouse restaurant in Minneapolis and The Maple Tavern in Maple Grove. He has previously owned and operated Cowboy Slim's in Minneapolis from 2008 to 2011.

### **POLICE REVIEW**

Police Licensing and this Inspector have reviewed the expenses and source of funds reported in this application. The applicant has provided documentation showing adequate legal and traceable funding for this venture and has passed the criminal background check. The Fifth Precinct of the Minneapolis Police Department has discussed security issues with the applicant.

### **PREMISES**

The licensed premises are located in a multi-use building, occupying a ground level area and also an upper mezzanine level. The entire premises occupy approximately 9,881 square feet. The first level has approximately 3,297 square feet for the main dining area, with 35 tables and six booths that will seat 106 guests. The first level will also have two bar areas, with the first bar area measuring approximately 391 square feet in size, with 27 stools for seating, and the second bar area measuring approximately 76 square feet in size, with 11 stools for seating. The first level also includes an outdoor area designed as a porch, with an approximate dining area of 1,023 square feet, with 14 tables with seating for 40 guests. The upper mezzanine level has approximately 2,447 square feet for the dining area, with 12 tables that will seat 28 guests, and two lounge areas with seating for an additional 13 guests. The upper mezzanine level also includes an outdoor area designed as a porch, with an approximate dining area of 986 square feet, with nine tables and seating for 29 guests. The rest of the establishment consists of a kitchen, pantry, preparation area and rest rooms. The licensed premises space is compact and contiguous. There are no undefined spaces.

### **BUSINESS PLAN/OPERATIONS**

The applicant indicates that Coup D'Etat will be open 4:00 PM-2:30 AM Monday-Sunday, with all alcohol service ceasing no later than 2:00 AM. The applicant is applying for a Class B license, which allows entertainment in the form of live music and singing without limitation as to the number of musicians, singers, or the type of amplification. Dancing and singing by patrons and a disc jockey are permitted. Entertainment offered at Coup D'Etat will be live music of multiple genres, including European influenced, jazz and blues music. The applicant may offer an occasional DJ and a small dance area for special events and occasions. Electronically prerecorded background music will also be provided at various times. The outdoor patio will also offer pre-recorded music at a low, background level not to disrupt other businesses or residents. All employees will be required to undergo alcohol compliance training annually offered by Alcohol Compliance Services. The applicant states that they will admit all ages to our restaurant prior to 10pm for dining purposes. Beginning at 10pm, the age admittance policy changes to 21+ only. Exceptions to this policy are those guests who by 10 pm, are already seated and have ordered food and those guests under the age of 21 who enter Coup D'Etat after 10 pm who are with their parents/grandparents and are seated for dining. The applicant states that their identification check policy will be that a valid ID is required from all patrons requesting alcoholic beverages who appear under the age of 35 years in the judgment of the server/seller. The applicant's business plan indicates management and staff of the restaurant will regularly monitor noise generated from and emanating beyond the interior premises. They will commit to responding promptly to any

concerns with improper or unacceptable noise levels. All noise-related complaints and concerns will be handled by the general manager or assistant manager, or in his/her absence, to the shift manager/supervisor on duty. It is the intent of the restaurant to comply with all noise-related ordinances and to be a good neighbor and asset to the surrounding community. At the present time the applicant has no intent to sponsor competitive sports teams, nor do they plan to sponsor or permit charitable gambling activities.

The menu offers a variety of French and Mediterranean style items including appetizers, flatbreads, sandwiches, salads and entrées, ranging in price from \$5 to \$32.

The hours of operation for the establishment will be 4:00 P.M. to 2:30 A.M. Monday through Sunday.

All litter and trash will be removed from a 100 foot radius of the premises on a daily basis. The applicant's business plan states that staff will also be responsible for ensuring that guests and other people do not loiter on the public sidewalk outside our premises. Exterior rounds will be made by management on an hourly basis beginning at 9pm. Exterior features of the restaurant that support a secure area consist of a variety of planters, landscape barrier, and metal stanchions.

Security Cameras are located inside and outside with approximately 10 to 12 cameras on the interior covering all bars, kitchen, dining, lounge and gathering areas, exits and entrances as well as four cameras at the exterior licensed premises.

The applicants state that they will continue to ensure that exterior lighting is appropriate for customer security as well as for surveillance of these areas. The outdoor patio is outfitted with decorative sconces and tree lighting throughout the outdoor area, as well as building lighting provided throughout the exterior of the building. A significant and comprehensive exterior lighting plan will be installed by the owner of the Walkway Building.

The applicant has also made an application for a sidewalk café at this location. This application is currently pending, and a public hearing will be held at a later date.

#### **PUBLIC HEARING SUMMARY**

A public hearing for this license was held on November 12, 2013. 199 hearing notices were mailed to residents and property owners within 600 feet of the premises. The council member, neighborhood and business associations were also notified. The hearing notice was also posted on the City of Minneapolis Business Licenses website and the city cable channel. No one attended the public hearing, and no responses have been received to date.

#### **RECOMMENDATION**

The Licenses and Consumer Services Division recommends approving this application for an On-Sale Wine with Strong Beer, Class B license.

#### **LICENSE CONDITIONS**

None.